

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Clark et al.

Group No: 3771

Application No: 10/627,591  
Confirmation No. 2973

Examiner: Douglas, Steven O

Filed: July 25, 2003

Attorney Docket No: 53229-US-CNT[2] (0029.10)

Title: AEROSOLIZED ACTIVE AGENT DELIVERY

May 13, 2009

San Francisco, CA 94107

Mail Stop Appeal Briefs-Patents  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**Extension of Time** Applicant petitions for an extension of time under 37 C.F.R. 1.136

Via EFS

**Extension (Months)****Extension Fee****Large Entity**      **Small Entity**

- Appeal Brief
- Comments on Statement of Reasons for Allowance
- Notice of Appeal (form PTO/SB31)
- Drawings
- Supplemental Information Disclosure Statement
- PTO-SB08 Form
- Citations
- Terminal Disclaimer
- Postcard for Return

 One Month

\$130.00      \$65.00

 Two Months

\$490.00      \$245.00

 Three Months

\$1,110.00      \$555.00

**Total \$ 0.00**

Applicant believes that no extension of term is required. However, this conditional petition is being made in case applicant has inadvertently overlooked the need for a petition for extension of time.

**Fees for Extra Claims**

|  | Claims remaining<br>after amendment | Highest number<br>previously paid for | Number Extra | Rate         |              | Additional Fee      |
|--|-------------------------------------|---------------------------------------|--------------|--------------|--------------|---------------------|
|  |                                     |                                       |              | Large Entity | Small Entity |                     |
| Total Claims                                     | 28                                  | 30                                    | 0            | \$52.00      | \$26.00      | \$0.00              |
| Independent Claims                               | 5                                   | 5                                     | 0            | \$220.00     | \$110.00     | \$0.00              |
| Multiple Dependent Claims                        |                                     |                                       | 0            | \$390.00     | \$195.00     | \$0.00              |
| Supplemental Information<br>Disclosure Statement |                                     |                                       |              |              |              |                     |
|  |                                     |                                       |              |              |              | Total <b>\$0.00</b> |

**Fee Payment**

|                      |                 |
|----------------------|-----------------|
| Extension Fee        | \$0.00          |
| Fee for Appeal Brief | \$540.00        |
| <b>Total</b>         | <b>\$540.00</b> |

**Fee Deficiency**

If any additional extension and/or fee is required, please charge Deposit Account No. 10-0258.  
 and/or  
 If any additional fee for claims is required, please charge Deposit Account No. 10-0258.

Please direct telephone calls to: Guy V. Tucker at (415) 538-1555

Please send correspondence to:

Guy V. Tucker

Janah & Associates, PC  
650 Delancey Street, Suite 106  
San Francisco, CA 94107

Respectfully submitted,

  
 Guy V. Tucker
By: Melanie Hitchcock  
Melanie Hitchcock  
Registration No. 45,302

Date: May 13, 2009

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450; facsimile transmitted to the U.S. Patent Office at (571) 263-8300; or electronically filed via EFS on the date shown below:

By: Melanie Hitchcock Date: May 13, 2009  
Melanie Hitchcock